



T.H.
11-18-03

PATENT
Customer No. 22,852
Attorney Docket No. 05725.0945

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
)
Vincent DE LAFORCADE) Group Art Unit: 3732
)
Application No.: 09/902,092) Examiner: R. Doan
)
Filed: July 11, 2001)
)
For: FOAM CORE COSMETIC CASE)

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Sir:

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)(4)

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b)(4), Applicant brings to the attention of the Examiner the documents listed on the attached Form PTO 1449. This Information Disclosure Statement is being filed along with a Request for Continued Examination under § 1.114. Applicant respectfully requests that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached Form PTO 1449.

Copies of the listed documents are attached.

In a Preliminary Amendment (attached) filed July 1, 2002, in co-pending U.S. application no. 09/902,265, filed July 11, 2001, claims 284, 285, 295, and 296, among others, were added. Those claims correspond, respectively, to originally filed claims 1 and 4, and claims 16 and 17, as renumbered by the Amendment filed February 11, 2003, of the present application.

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In the Office Action issued July 7, 2003 (attached), in co-pending U.S. application no. 09/902,265, claims 284 and 285 were rejected under 35 U.S.C. § 102(b) based on Skarne (U.S. Patent No. 6,055,992), and claims 295 and 296 were rejected under § 103(a) based on Neckermann et al. (U.S. Patent No. 3,496,575) (attached) in view of Skarne. Applicant has canceled claims 284, 285, 295, and 296, without prejudice or disclaimer, from co-pending U.S. application no. 09/902,265.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claims in the application and Applicant determines that the cited documents do not constitute "prior art" under United States law, Applicant reserves the right to present to the U.S. Patent and Trademark Office the relevant facts and law regarding the appropriate status of such documents.

Applicant further reserves the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any additional fee due in connection with the filing of this Information Disclosure Statement, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

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GARRETT & DUNNER, L.L.P.

Dated: November 12, 2003

By: 

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